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October 19, 2004Vicki L. Gilbert

Vicki L. Gilbert

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Appln No. 10/673,759  
(Attorney's Docket No. GP-303323)

Filed: September 29, 2003  
Confirmation No. 1482

Gary W. Krajenke

Group Art Unit 3612

LIFTING APPARATUS

Examiner: Kiran B. Patel

**RESTRICTION UNDER 35 U.S.C. 121 and PRELIMINARY AMENDMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

The Office Action mailed September 28, 2004 requires Applicant to elect a single disclosed invention for prosecution of the merits. Applicant elects to prosecute claims 1-7 cited as invention I, drawn to a lifting apparatus. This election is made without traverse. The Action states that the distinction between invention I and invention II (claims 8-15) is that invention I does not require the particulars of an actuator of subcombination II. Applicant notes that dependent claims 4-7 each require an actuator.

Applicant amends the claims to include claims 20-23 which are a part of invention

I. No new matter is added.

Listing of the claims begins on page 2.

Remarks begin on page 6.

**PATENT APPLICATION FEE DETERMINATION RECORD**  
Effective January 1, 2003

Application or Docket Number

**6P-303323**

**CLAIMS AS FILED - PART I**

	(Column 1)	(Column 2)
TOTAL CLAIMS	<b>19</b>	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	<b>19</b> minus 20 =	* <b>0</b>
INDEPENDENT CLAIMS	<b>3</b> minus 3 =	* <b>0</b>
MULTIPLE DEPENDENT CLAIM PRESENT <input type="checkbox"/>		

\* If the difference in column 1 is less than zero, enter "0" in column 2

SMALL ENTITY TYPE ☐ OR

OTHER THAN SMALL ENTITY

RATE	FEE
BASIC FEE	<b>375.00</b>
X\$ 9=	
X42=	
+140=	
TOTAL	

RATE	FEE
BASIC FEE	<b>750.00</b>
X\$18=	
X84=	
+280=	
TOTAL	<b>750.00</b>

**CLAIMS AS AMENDED - PART II**

	(Column 1)	(Column 2)	(Column 3)
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	* <b>20</b>	Minus ** <b>20</b>	= <b>0</b>
Independent	* <b>3</b>	Minus *** <b>3</b>	= <b>0</b>
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

SMALL ENTITY OR

OTHER THAN SMALL ENTITY

RATE	ADDITIONAL FEE
X\$ 9=	
X42=	
+140=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$18=	<b>54.00</b>
X84=	
+280=	
TOTAL ADDIT. FEE	<b>54.00</b>

	(Column 1)	(Column 2)	(Column 3)
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
X\$ 9=	
X42=	
+140=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$18=	
X84=	
+280=	
TOTAL ADDIT. FEE	

	(Column 1)	(Column 2)	(Column 3)
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
Total	*	Minus **	=
Independent	*	Minus ***	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>			

RATE	ADDITIONAL FEE
X\$ 9=	
X42=	
+140=	
TOTAL ADDIT. FEE	

RATE	ADDITIONAL FEE
X\$18=	
X84=	
+280=	
TOTAL ADDIT. FEE	

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

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